

Jan. 11. 2006 5:32PM

No. 0604 P. 1



HAYNES BEFFEL & WOLFELD LLP
INTELLECTUAL PROPERTY LAW
P.O. Box 366, 751 Kelly Street
Half Moon Bay, CA 94019
Phone 650-712-0340 Fax 650-712-0263
www.HMBay.com

MARK HAYNES
ERNE BEFFEL
WARREN WOLFELD
JIM HANN

Of Counsel:
*BILL KENNEDY
KENTA SUZUE
PETER SU
**JOSEPH L. ROOT

*admitted in MA only
**admitted in NY only

FACSIMILE TRANSMITTAL FORM

FAX NUMBER:	(571) 273-2885
TRANSMITTED TO:	Mail Stop Issue Fee
OF:	United States Patent and Trademark Office
FROM:	Kenta Suzue Reg. No. 45,145
CLIENT/MATTER:	OUR FILE: NMTI 1002-3
DATE:	11 January 2006

TOTAL NUMBER OF PAGES INCLUDING THIS COVER SHEET: 3

Application No.: 09/932,239, Filed: 17 August 2001

The Commissioner for Patents is requested to re-apply the Issue Fee and Publication Fee previously paid on 7 February 2005 to the application identified above.

Thank you.

ORIGINAL:	
<input checked="checked" type="checkbox"/>	WILL NOT FOLLOW
<input type="checkbox"/>	FOLLOWS VIA AIRMAIL
<input type="checkbox"/>	FOLLOWS VIA COURIER

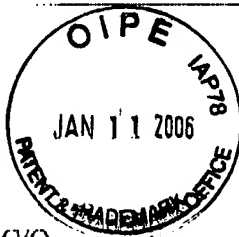
THE DOCUMENTS ACCOMPANYING THIS TELECOPY TRANSMISSION CONTAIN INFORMATION FROM HAYNES BEFFEL & WOLFELD LLP AND ARE FOR THE SOLE USE OF THE ABOVE INDIVIDUAL OR ENTITY, AND MAY BE PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER LAW. ANY OTHER DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE IF YOU ARE NOT THE INTENDED RECIPIENT AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOUR REASONABLE PHONE AND POSTAGE EXPENSE FOR DOING SO.

Jan. 11. 2006 5:32PM

No. 0604 P. 3



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
www.uspto.gov

ENTERED IN CPI

NUMERICAL C/O
HAYNES BEFFEL & WOLFELD LLP
PO BOX 366
ITALI MOON BAY, CA 94019

COPY MAILED

AUG 29 2005

OFFICE OF PETITIONS

In re Application of
Christophe Pierrat, et al.
Application No. 09/932,239
Filed: August 17, 2001
Attorney Docket No.: NMTI 1002-3

ON PETITION

This is a decision on the petition, filed August 25, 2005, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on February 7, 2005, in the above-identified application, cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.

Telephone inquiries relating to this decision should be directed to the undersigned at (571) 272-3204.

The application is being referred to Technology Center AU 1756 for further processing of the request for continued examination under 37 CFR 1.114.

Sherry D. Brinkley
Sherry D. Brinkley
Petitions Examiner
Office of Petitions

The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOI-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Abandonment Fee(s) Due (PTOL 85).

SEP 06 2005

RECEIVED